

MAR 12 2012

JULIA C. CONRAD, CLERK
BY: 
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

WILLIAM ANTOINE JASPER,) CASE NO. 7:11CCV00210
vs.)
Petitioner,) FINAL ORDER
vs.)
DANIEL A. BRAXTON, WARDEN,) By: Glen E. Conrad
Respondent.) Chief United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that respondent's motion to dismiss (ECF No. 28) is **GRANTED**; the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED** for lack of jurisdiction, or in the alternative, as untimely filed; petitioner's motion to amend to substitute a different custodian (ECF No. 18) is **DISMISSED** as moot; and this action is stricken from the active docket of the court.

Further, finding that petitioner has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

ENTER: This 12th day of March, 2012.

Glen Conrad

Chief United States District Judge